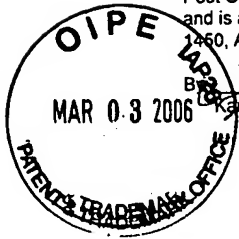


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I hereby certify that this paper, and all documents indicated therein as being attached are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Issue Fee, P.O. Box 1460, Alexandria, VA 22313-1450.

By:   
Karen M. Forsyth



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : Herloski et al.  
TITLE : METHOD AND APPARATUS FOR  
ELIMINATING LAMP STROBING IN A  
DIGITAL INPUT SCANNER  
APPLICATION NO. : 10/040,718  
FILED : January 7, 2002  
CONFIRMATION NO. : 2549  
EXAMINER : Heather D. Gibbs  
ART UNIT : 2622  
ALLOWED : February 14, 2006  
ATTORNEY DOCKET NO. : A1231-US-NP  
XERZ 2 00450

**RESPONSE TO STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
**Mail Stop Issue Fee**

Dear Sir:

Applicants gratefully acknowledge the indication as to the allowance of the present application.

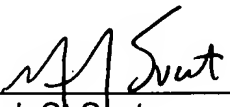
Applicants do, however, not acquiesce to the reasons set out in the Statements of Reasons for Allowance. Particularly, the Examiner has indicated that the claims are allowed by importing an interpretation into the claims in relation to the prior art

that may place an unwarranted limiting interpretation upon the claims. Such a characterization of the claims in view of the prior art would not properly take into account the applicants' claimed invention as reflected in the specification. Further, while applicants believe that the claims are allowable, applicants do not acquiesce that patentability resides only in the features, exactly as expressed in the claims, nor that each feature of the claims is required for patentability.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

<sup>3</sup>  
March ~~2~~, 2006  
Date

  
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